

Exhibit 3

From: Ezra Young ezra@ezrayoung.com
Subject: Re: Activity in Case 5:22-cv-00480-JD Tudor v. Galindo et al Counterclaim
Date: January 17, 2024 at 9:34 AM
To: Jillian Weiss jweiss@jtweisslaw.com
Cc: Brittany Novotny brittany.novotny@gmail.com, Marie Galindo attorneymarieeislagalindo@gmail.com, Jerry Colclazier jerry@colclazier.com, Dixie Coffey dixie.coffey@oag.ok.gov, Blake Patton bpatton@gablelaw.com

Jill,

Rule 13 speaks to what makes certain claims compulsory or permissive counter/cross claims. Rule 14 sets deadlines for timeliness in third party practice. Rule 15 governs amendment to pleadings. Under Rule 15(c), there's relation back here on our amended pleading being treated as the original pleading for the sake of other rules in the FRCP. This is one reason why we (Brittany and me) did not need to seek leave of Court to file our amended pleadings even though we had claims against you (and others).

You are in a different situation. You filed an answer to our suit twice, neither of which challenged the timeliness of the suit or even reserved the defense. Then you waited 305 days to file a third party suit against me. You had to satisfy the 14 day timeline to file the third party suit against me. Moreover, for a variety of reasons, it does not make sense for you to raise a timeliness objection to our complaint against you, filed in 2022 and amended as permitted in 2023. If you wanted to challenge timeliness you would have had to raised it sooner, most certainly before you answered our suit. We (Brittany and me) are not withdrawing our suit against you.

Best,

Ezra

On Jan 16, 2024, at 12:45 PM, Jillian Weiss <jweiss@jtweisslaw.com> wrote:

Hi Ezra,

You raise an interesting point, but I read the rules differently. The defending party referred to in Rule 14(1)(1) would be you, as a defendant in the original interpleader action. It states that such a defending party may bring a third-party claim, but if it does so more than 14 days after serving its original answer, it must obtain leave of court to do so. You filed your original answer on 12/23/22. Your third-party claim was filed on 2/3/23. Therefore, if I read this correctly, it is you who filed your third-party claim too late. Therefore, I ask that you withdraw your third-party claim against me by January 19, 2024 at 12pm Central.

Regarding a counterclaim by a third-party defendant, which is what I am as an individual entity, that is controlled by Rule 13. For the type of claim that I asserted, no specific time for pleading is called for.

Please let me know your thoughts.

Best,

Jill

Jillian T. Weiss
 Law Office of Jillian T. Weiss, P.C.
 242 Main Street, No. 304
 Beacon, New York 12508
 Tel: (845) 709-3237
 Fax: (845) 684-0160

<she/her>

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BAR ADMISSIONS Jillian T. Weiss is admitted to practice law in New York and New Jersey only. Statements herein are not intended as legal advice or to create an attorney-client relationship unless and until you and this firm have signed a written retainer agreement.

On Mon, Jan 15, 2024 at 6:05 PM Ezra Young <ezra@ezrayoung.com> wrote:

Jill,

I'm confirming I've seen that you filed a third party counterclaim against me personally. I'm writing to ask you to withdraw your complaint by 12pm central January 17, 2024. You may not file such a counterclaim without leave of Court.

[FRCP Rule 14\(a\)\(1\)](#) instructs that a defending party (you) may not serve a third-party complaint more than 14 days after serving your answer to the suit (mine and Brittany's against you). You filed your operative answer in the interpleader suit on February 27, 2023 (ECF No. 37). Your third party complaint was filed 319 days *after* you filed your Answer, or 305 days out of time. As per Judge Dishman's chamber rules, I've reached out to you in advance of any motion to dismiss in hopes that we can resolve this by

Judge Dorman's chambers rules, I've reached out to you in advance of any motion to dismiss in hopes that we can resolve this by withdrawal of the complaint rather than asking for Court intervention.

Best,

Ezra

Begin forwarded message:

From: okwd_ecf_notice@okwd.uscourts.gov
Subject: Activity in Case 5:22-cv-00480-JD Tudor v. Galindo et al Counterclaim
Date: January 12, 2024 at 1:02:25 PM EST
To: okwdecf@okwd.uscourts.gov

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U.S. District Court

Western District of Oklahoma[LIVE]

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The following transaction was entered by Weiss, Jillian on 01/12/2024 at 11:50:05 AM CST and filed on 01/12/2024

Case Name: Tudor v. Galindo et al
Case Number: [5:22-cv-00480-JD](#)
Filer: Jillian T Weiss
Document Number: [62](#)

Docket Text:

THIRD PARTY COUNTERCLAIM of Jillian T. Weiss, individually, against Ezra I Young filed by Jillian T. Weiss.(Weiss, Jillian) Modified on 1/12/2024 to correct proper filer ONLY (nv).

5:22-cv-00480-JD Notice has been electronically mailed to:

Dixie L Coffey dixie.coffey@oag.ok.gov, becky.sunderland@oag.ok.gov, docket@oag.ok.gov, lori.cornell@oag.ok.gov, riskdocket@omes.ok.gov

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Jillian T Weiss jweiss@jtweisslaw.com, admin@jtweisslaw.com

5:22-cv-00480-JD Notice has been delivered by other means to:

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1041971380 [Date=1/12/2024] [FileNumber=5208112-0]
] [8deb0ec987454ff0baca9bb017c21c3edd054a4d857b01fcfbfe2f5f3b854fdb31
569e328518cdefa79bf480c7d24ecabd2720964ff564e6235171f3bcc19cb]]

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